

SUMMARY ANALYSIS OF AMENDED BILL

Franchise Tax Board

Author: Shelley Analyst: Roger Lackey Bill Number: AB 1099

Related Bills: See Prior Analysis Telephone: 845-3627 Amended Date: 05-12-99

Attorney: Patrick Kusiak Sponsor:

SUBJECT: Public Records/Computerized Data/State Agencies Provide In Any Form Used

DEPARTMENT AMENDMENTS ACCEPTED. Amendments reflect suggestions of previous analysis of bill as introduced/amended _____.

AMENDMENTS IMPACT REVENUE. A new revenue estimate is provided.

AMENDMENTS DID NOT RESOLVE THE DEPARTMENT'S CONCERNS stated in the previous analysis of bill as introduced/amended _____.

FURTHER AMENDMENTS NECESSARY.

DEPARTMENT POSITION CHANGED TO _____.

☒ REMAINDER OF PREVIOUS ANALYSIS OF BILL AS INTRODUCED February 25, 1999, STILL APPLIES.

☒ OTHER - See comments below.

SUMMARY OF BILL

This bill would provide that no state or local agency would purchase, lease, or create any electronic data processing system for the storage, manipulation, or retrieval of public records, unless the new system would not impair or impede the agency's ability to permit the inspection of public records.

Also, this bill would add specific requirements relating to the form in which computerized data may be provided to the public.

SUMMARY OF AMENDMENT

The May 12, 1999, amendment added language that would provide that a state agency would not be required to make copies of requested records in any form other than those already used by the state agency for the requested record.

In addition, the amendment would no longer require a state agency, prior to the purchase, lease, or creation of an electronic data processing system, to determine whether the system would impair or impede the agency's ability to permit the public inspection of a requested record. However, a state agency would still only be able to purchase, lease, or create an electronic data processing system that would not impair the agency's ability to permit public inspection and examination of public records.

Except for the discussion above the department's analysis of AB 1099 as introduced February 25, 1999, still applies.

BOARD POSITION

Pending.

Board Position:

<input type="checkbox"/> S	<input type="checkbox"/> NA	<input type="checkbox"/> NP
<input type="checkbox"/> SA	<input type="checkbox"/> O	<input type="checkbox"/> NAR
<input type="checkbox"/> N	<input type="checkbox"/> OUA	<input checked="" type="checkbox"/> PENDING

Department/Legislative Director

Date

Johnnie Lou Rosas

6/3/1999